

United States Bankruptcy Court  
Eastern District Of Virginia

In re ELIZABETH COREY HART  
Debtor

Case No. 19-10763 KAR  
Chapter 13

NOTICE OF APPEAL AND STATEMENT OF ELECTION

Part 1: Identify the appellant(s)

1. Name(s) of appellant(s) Elizabeth Corey Hart
2. Position of appellant(s) in the adversary proceeding or bankruptcy case that is the subject of this appeal:  
For appeals in an adversary proceeding.

- Plaintiff
- Defendant
- Other (describe) \_\_\_\_\_

For appeals in a bankruptcy case and not in an adversary proceeding.

- Debtor Elizabeth Corey Hart
- Creditor Wells Fargo
- Trustee Mr Thomas Gorman
- Other (describe) \_\_\_\_\_

*order Dismissed Case  
without Prejudice  
Trustee Mr Gorman (48)*

Part 2: Identify the subject of this appeal

1. Describe the judgment, order, or decree appealed from: Trustee Mr Gorman (48)
2. State the date on which the judgment, order, or decree was entered: \_\_\_\_\_

Part 3: Identify the other parties to the appeal

List the names of all parties to the judgment, order, or decree appealed from and the names, addresses, and telephone numbers of their attorneys (attach additional pages if necessary):

1. Party: 300 N West St Ste 400 Attorney: Thomas P Gorman  
Alexandria, Va 22314 Tel: 703 836-2226

2. Party: \_\_\_\_\_ Attorney: \_\_\_\_\_

**Part 4: Optional election to have appeal heard by District Court (applicable only in certain districts)**

If a Bankruptcy Appellate Panel is available in this judicial district, the Bankruptcy Appellate Panel will hear this appeal unless, pursuant to 28 U.S.C. § 158(c)(1), a party elects to have the appeal heard by the United States District Court. If an appellant filing this notice wishes to have the appeal heard by the United States District Court, check below. Do not check the box if the appellant wishes the Bankruptcy Appellate Panel to hear the appeal.

• Appellant(s) elect to have the appeal heard by the United States District Court rather than by the Bankruptcy Appellate Panel.

**Part 5: Sign below**

Elizabeth Cony Hunt Date: 5/28/2019  
Signature of attorney for appellant(s) (or appellant(s)  
if not represented by an attorney)  
Name, address, and telephone number of attorney  
(or appellant(s) if not represented by an attorney):  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Fee waiver notice: If appellant is a child support creditor or its representative and appellant has filed the form specified in § 304(g) of the Bankruptcy Reform Act of 1994, no fee is required.

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF VIRGINIA  
Alexandria Division**

In re: )  
)  
ELIZABETH CORLEY HART, ) Case No. 19-10763-KHK  
) Chapter 13  
Debtor. )

**ORDER DISMISSING CASE WITH PREJUDICE**

On May 9, 2019, the Court held a hearing on its Order Setting Hearing due to the Debtor's failure to timely file a Chapter 13 Plan and Lists, Schedules and/or Statements. Docket No.40. The Debtor failed to appear and Thomas P. Gorman, Esquire, the Chapter 13 Trustee, was present in person. For the reasons stated on the record, it is

**ORDERED:**

1. This case is dismissed with prejudice to re-filing under any chapter of the Bankruptcy Code in this or any other court for a period of 180 days from the entry of this Order.
2. The Debtor is advised that she has 14 days within which to note an appeal of this Order.
3. The Clerk will mail a copy of this order, or give electronic notice of its entry, to the parties listed below.

Date: May 13 2019

Alexandria, Virginia

/s/ Brian F. Kenney

Brian F. Kenney  
United States Bankruptcy Judge

Entered on Docket: May 14 2019

Copies to:

Elizabeth Corey Hart  
1991 Brook Farm Court  
Woodbridge, VA 22192  
*Debtor*

Thomas P. Gorman, Esquire  
300 N. Washington St. Ste. 400  
Alexandria, VA 22314  
*Chapter 13 Trustee*